



**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA)

Application Number	09/740,969
Filing Date	December 21, 2000
First Named Inventor	Shigeo KURE et al.
Group Art Unit	1764
Examiner Name	W. D. Griffin
Attorney Docket No.	ITOH-050-035

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

Note: C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice*, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission Required under 37 C.F.R. §1.114

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on _____
(any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal brief or Reply Brief previously filed on _____

iii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103 (c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 111833

i. ☐ RCE fee required under 37 C.F.R. §1.17(e)

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ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)

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750.00 OP

iii. ☐ Other _____

b. ☒ Check in the amount of \$750.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Ronald J. Kubovcik	Registration No. (Attorney/Agent)	25,401
Signature		Date	May 12, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with the sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)			
Signature		Date	

RJK/cfm



PATENT
NON-FINAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Shigeo KURE et al.

Group Art Unit: 1764

Serial Number: 09/740,969

Examiner: W. D. Griffin

Filed: December 21, 2000

For: REACTOR FOR HYDROTREATING AND PROCESS FOR PRODUCING ULTRALOW
SULFUR HEAVY OILS BY THE USE OF THE REACTOR

SUBMISSION UNDER 37 C.F.R. § 1.114

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

May 12, 2003

Sir:

This paper is being submitted in lieu of an Appeal Brief due
May 10, 2003. A petition for a fifth-month extension of the period
for responding to the Action is being filed concurrently herewith.

Please amend the application as directed below and consider

the remarks that follow.

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